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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

PACIFIC GULF SHIPPING CO.,	§	Case No.	3: <u>18-cv-02076-MO</u>
	§		
Plaintiff,	§		
	§	ORDER APPOINTING CASCADE	
v.	§	MARINE AGENCIES LTD.	
	§	AS SUBSTITUTE CUSTODIAN	
ADAMASTOS SHIPPING & TRADING	§		
S.A., VIGOROUS SHIPPING & TRADING	§		
S.A., BLUE WALL SHIPPING LTD., and	§	IN ADMIRALTY	
PHOENIX SHIPPING & TRADING S.A.,	§		
	§		
Defendants.	§		

Upon the Motion of Plaintiff, PACIFIC GULF SHIPPING CO., for the appointment of a Substitute Custodian for the M/V VIGOROUS in lieu of the United States Marshal in this case, and good cause appearing therefore, it is hereby:

ORDERED that the Plaintiff's Motion is granted, and the United States Marshal shall transfer custody of the M/V VIGOROUS (IMO 9298521), immediately following her arrest and

attachment, to the custody of the substitute custodian, Cascade Marine Agencies Ltd. (hereinafter "Cascade"); and it is further

ORDERED that upon transfer of the M/V VIGOROUS to the substitute custodian, the aforesaid substitute custodian shall be appointed to act as substitute custodian of the M/V VIGOROUS during custodia legis on behalf of this Court, in place and instead of the United States Marshal, until written notice of release has been given by the Plaintiff to the United States Marshal or has been ordered by this Court; and it is further

ORDERED that upon transfer of the M/V VIGOROUS to the substitute custodian by the United States Marshal, the United States Marshal shall not be liable for any loss occurring while she remains in the custody of the substitute custodian; and it is further

ORDERED that after the M/V VIGOROUS is arrested and attached, the substitute custodian shall cause and be responsible to have the M/V VIGOROUS remain at an appropriate berth and/or anchorage within the District of Oregon; and it is further

ORDERED that during custodia legis, the substitute custodian will permit the Vessel to undergo normal cargo operations, both loading and discharge, shift berths within the District of Oregon, and/or undergo repairs, but always at the risk and expense of the Vessel's interests, and always remaining within the District.

SIGNED at Portland, Oregon this 3 day of Dec . 2018.


UNITED STATES DISTRICT COURT JUDGE

Presented by:

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